

## REMARKS/ARGUMENTS

The rejections presented in the Office Action dated March 19, 2008 (hereinafter Office Action) have been considered. Claims 1-33 remain pending in the application. Reconsideration of the pending claims and allowance of the application in view of the present response is respectfully requested.

Claims 1-33 are rejected based on 35 U.S.C. §112, second paragraph, as being indefinite. Applicant traverses the rejection. According to the Office Action, there is insufficient antecedent basis for the limitation “mobile terminal that is not Internet addressable” in directing a Web service message request via the Internet targeted for the mobile terminal. (Office Action, page 2, paragraph 4)(emphasis in original). Applicant is unable to determine the basis for this rejection. The term “not Internet addressable” is a descriptive phrase that should be clear on its face, and there should be no confusion to one of ordinary skill in the art regarding other references to this mobile terminal later in the claims. Nor should there be any confusion regarding the terms “Web service” or “Internet” highlighted by the Examiner. Both terms are known in the art and used consistently and appropriately throughout the claims. As a result, withdrawal of the rejection is respectfully solicited. In the alternative, the Applicants assert that these rejections are objections or requirements as to form, and not necessary to further consideration of the claims. Thus Applicant requests that the rejections be held in abeyance until allowable subject matter is indicated, as provided for in MPEP § 714.02(b).

Claims 1-33 are rejected based on 35 U.S.C. §103(a) as being obvious over U.S. Patent No. 6,934,756 to Maes (hereinafter “Maes”) and U.S. Patent No. 7,274,909 to Perttila et al. (hereinafter “Perttila”). The Applicants respectfully traverse the §103(a) rejection of Claims 1-33 based on the combination of Maes and Perttila because Perttila is not an available reference for §103(a) rejections in view of 35 U.S.C. §103(c). In particular, 35 U.S.C. §103(c) states:

Subject matter developed by another person, which qualifies as prior art only under one or more of subsections (e), (f), and (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

To the extent that Perttila could qualify as prior art, it could only qualify under subsection (e) of 35 U.S.C. §102. Further, the subject matter of Perttila and the subject matter of the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person/entity. M.P.E.P §706.02(l)(1). The inventors of U.S. Patent 7,274,909 to Perttila et. al., were, at the time the invention was made, subject to an obligation of assignment to Nokia Corporation, as evidenced by the face of the patent. The inventors of the instant invention were also subject to an obligation to assign the instant invention to Nokia Corporation at the time the invention was made. That obligation was fulfilled as evidenced by the assignment of the instant application to Nokia Corporation recorded at Reel/Frame No. 014902/0061 on January 20, 2004. In view of the foregoing, Perttila is not available as a reference pursuant to 35 U.S.C. §103(c), thereby rendering the §103(a) rejections involving Perttila improper.

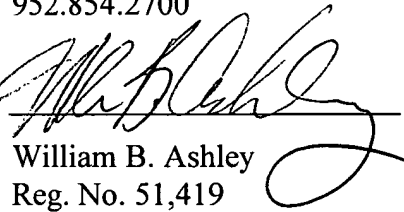
Authorization is given to charge Deposit Account No. 50-3581 (NOKI.003PA) any necessary fees for this filing. If the Examiner believes it necessary or helpful, the undersigned attorney of record invites the Examiner to contact the undersigned attorney to discuss any issues related to this case.

Respectfully submitted,

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By:

  
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